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I hereby certify that this paper is being facsimile transmitted to the Patent Office at 703/872-9306 on the date below.

6-28-2005

Date

Rebecca R. Ginn

In re Application of:

ADAMS AND BRENNAN

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Examiner:

Smith, Creighton H.

§

Serial No: 10/796,362

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Group Art Unit: 2645

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Filed: March 9, 2004

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Title: Method For Reservation-Less  
Instant Group Conferencing

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Attorney Docket:

199-0250US-C

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**TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA, 22313-1450

Pursuant to Rule 3.73(b) and Rule 1.321, I, Terril G. Lewis, represent that I am an authorized attorney of record for the above-referenced application as evidenced by a Power of Attorney submitted herewith, and therefore authorized to act on behalf of the Assignee. The Assignee of record for the above-referenced application is Polycom, Inc., who owns a 100% interest in the above-referenced application as evidenced by the assignments recorded on 09/10/2002 (Reel/Frame 013276/0647) and 03/12/2004 (Reel/Frame 014420/0633).

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The Assignee hereby agrees that any part of the statutory term of any patent granted on the above-referenced application that extends beyond the expiration date of U.S. Patent No. 6,714,635 (the '635 patent), as measured in accordance with 35 U.S.C. §§ 154-56, 173 and with respect to any terminal disclaimer filed with respect to the '635 patent (the "expiration date of the '635 patent"), is hereby disclaimed, except as provided


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below. It is agreed that any patent granted on the above-referenced application shall be enforceable only for and during such period that any such granted patent is commonly owned with the '635 patent. It is further agreed that this terminal disclaimer applies to any patent granted on the above-referenced application and is binding upon any grantee and/or its successors or assigns.

However, the Assignee does not disclaim any part of the statutory term of any patent granted on the above-referenced application that extends to the expiration date of the '635 patent, in the event that, before the expiration date of the '635 patent, the '635 patent: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; has all claims canceled by reexamination certificate; or is reissued in any manner.

  
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